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Attorneys for Plaintiff, the Class, and Aggrieved Employees

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SONOMA**

FAHEEM KHAN, as an individual and on
behalf of all others similarly situated,

Plaintiffs,

vs.

AMY’S KITCHEN, INC., a California
corporation; and DOES 1 through 50,
inclusive,

Defendants.

Case No.: SCV-266127

(Assigned to the Hon. Arthur A. Wick,
Courtroom 17)

**DECLARATION OF LARRY W. LEE IN
SUPPORT OF PLAINTIFF’S MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

Date: TBD

Time: TBD

Dept.: 17

Complaint Filed: March 4, 2020

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1. I am an attorney at law, duly licensed to practice before all Courts in the State of California, and am with the law firm Diversity Law Group, counsel of record for Named Plaintiff An Khan ("Plaintiff"). I have personal knowledge of the facts set forth below and if called upon I could and would do so competently.

3. Based on their own independent investigation and evaluation, the Parties and their respective counsel are of the opinion that settlement for the consideration and on the terms set forth in the Joint Stipulation of Class Action Settlement (“Stipulation” or “Settlement Agreement”) is fair, reasonable, and adequate and is in the best interests of the Class and Defendant in light of all known facts and circumstances and the expenses and risks inherent in litigation.

5. Both Plaintiff's and Defendant's counsel have a great deal of experience in wage and hour class action litigation.

7. I was retained based upon a contingency fee arrangement wherein Plaintiff's counsel agreed to advance all costs and receive no fee unless a recovery was accomplished. Specifically, had Plaintiff failed to prevail on these cases, counsel for Plaintiff would have spent a significant amount of time, money and other resources without any benefit or return. In addition, had Plaintiff also failed to prevail in the present cases, Defendant would have been able

1 to seek attorney's fees and costs in connection with their defense of the case.

2 8. I have spent significant time researching and pursuing the claims that have been
3 alleged in this action.

4 9. Any remaining monies from uncashed settlement checks will be distributed to
5 Legal Aid At Work. Plaintiff does not have any relationship or connection with or to Legal Aid
6 At Work.

7 10. I am one of the primary attorneys on this matter. My qualifications are as
8 follows: I received my J.D. from Arizona State University College of Law in 2003. During law
9 school, I was a summer associate at the law firm of Brobeck, Phleger & Harrison. I graduated
10 cum laude from Arizona State University College of Law in the top 10% of my class. While I
11 was in law school, I was the Associate Managing Editor of the Arizona State University College
12 of Law, Law Journal. Upon graduation, I practiced law as an associate at the Los Angeles
13 County offices of Ogletree Deakins Nash Smoak & Stewart, P.C., a national employment
14 defense law firm that represents a significant number of Fortune 500 companies.

15 11. My firm's primary focus is employment law. I have handled a number of wage
16 and hour matters including class actions and multiple-plaintiff actions. I have a practice that
17 encompasses cases in the Los Angeles Superior Court, the Orange County Superior Court, Santa
18 Clara Superior Court, Monterey Superior Court, Sonoma Superior Court, San Francisco County
19 Superior Court, the San Diego County Superior Court, and the United States District Courts for
20 the Central, Eastern, Southern, and Northern Districts of California.

21 12. I have been approved as Class Counsel in a number of class actions, including but
22 not limited to *Chan-Lanier v. Citibank* (Case No. CGC-050445143); *Hernandez v. CVS*
23 *Pharmacy, Inc.* (Judicial Council Coordination Proceeding No. 4539), *Tse v. Best Buy Co, Inc.*
24 (Case Number BC 393717), *Orgeta v. AIG, Inc* (Case Number CV 06—196-RSWL (PJWx)),
25 and *Castro v. UPS Freight, Inc.* (Case Number CV 08-4898 ODW (CWx)) and by this Court in
26 *Chavez v. PVH* (Case No. C 13-01797 LHK).

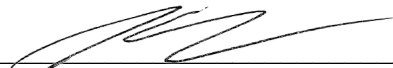
27 13. In addition, I was certified as class counsel by the United States District Court,
28 Central District of California in the case of *Abdullah v. U.S. Security* (Case Number CV 09-

09554 GHK), *Avilez v. Pinkerton Government Services, Inc.* (Case Number SACV 11-0493-DOC), *Dynabursky v. Allied Barton Security Services* (Case Number SACV 12-02210 JST); and *Pace v. Petsmart, Inc.* (Case Number SACV 13-500-DOC); by the Northern District of California in the cases of *Harris v. Vector Marketing Corp.*, (Case Number CV 08 5198 EMC), and *Lemus et al. v. H&R Block Enterprises, LLC* (Case Number CV-09-03179-SI); and by the Superior Court of California, Orange County in the cases of *De la Cruz v. Abercrombie & Fitch Co. et al.* (Case Number 30-2007-00036240) and *Wu v. General Nutrition Corporation* (Case Number 30-2012-00593759), all as part of the Courts' orders granting class certification pursuant to Rule 23 of the FRCP and California Code of Civil Procedure § 382.

14. My co-counsel and I will adequately represent the Class Members in this action. Plaintiff's Counsel have and will zealously represent Plaintiff and the Class and pursue this lawsuit to its conclusion.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on this 25th day of August, 2020, at Los Angeles, California.



Larry W. Lee

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PROOF OF SERVICE

(Code of Civil Procedure Sections 1013a, 2015.5)

STATE OF CALIFORNIA]
]ss.
COUNTY OF LOS ANGELES]

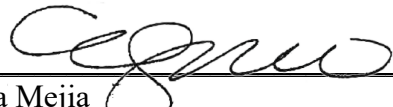
I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 515 S. Figueroa Street, Suite 1250, Los Angeles, California 90071.

On August 25, 2020, I served the following document(s) described as:
DECLARATION OF LARRY W. LEE IN SUPPORT OF PLAINTIFF'S MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT on the interested parties in this action as follows:

Mike Resch
Ashely Park
Amy's Kitchen, Inc.
1650 Corporate Circle, Ste. 200,
Petaluma, CA 94954
Attorneys for Defendant Amy's Kitchen, Inc.

 X BY ELECTRONIC SERVICE: Based on a court order I caused the above-entitled document(s) to be served through the Odyssey eFileCA E-Filing System at the website www.california.tylerhost.net, addressed to all parties appearing on the electronic service list for the above-entitled case. The service transmission was reported as complete and a copy of the filing receipt/confirmation will be filed, deposited, or maintained with the original document(s) in this office.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on August 25, 2020, at Los Angeles, California.



Erika Mejia